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SEP 19 2006

OFFICE OF PETITIONS

In re Application of :
John Paul McGee, et. al. :
Application No. 09/868,991 : **DECISION ON PETITION**
Filed: July 26, 2001 : **UNDER 37 CFR 1.55(c)**
Attorney Docket No. JANS-0008 :

This is a decision on the petition under 37 CFR 1.55(c), filed April 13, 2006, to accept an unintentionally delayed claim under 35 U.S.C. § 119(a)-(d) for the benefit of priority to foreign European Application No. EP 98204447.1, filed December 24, 1998.

The petition is **DISMISSED AS MOOT.**

A review of the record shows that the reference to the prior-filed foreign application was included in the oath or declaration filed on July 26, 2001. However, the Office mistakenly noted the incorrect claim for priority to the foreign application. Therefore, the correct claim for priority to foreign European Application No. EP 98204447.1, filed December 24, 1998 has been inserted into the Office records, as shown by its inclusion on the filing receipt.

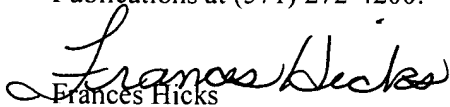
In view of the above, the \$1,370 petition fee submitted is unnecessary and will be refunded to petitioner's deposit account in due course.

The Office acknowledges receipt of Priority papers filed on June 21, 2001.

A corrected Filing Receipt, which includes the correct foreign application number, accompanies this decision on petition.

This application is being referred to the Office of Publications.

Any questions concerning this decision on petition may be directed to Andrea Smith at (571) 272-3226. All other inquiries concerning the issuance of the application should be directed to the Office of Publications at (571) 272-4200.


Frances Hicks
Petitions Examiner
Office of Petitions

ATTACHMENT: Corrected Filing Receipt



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
09/868,991	07/26/2001	1618	2846	JANS-0008		29	1

CONFIRMATION NO. 7988

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CORRECTED FILING RECEIPT



OC000000020401630

Date Mailed: 09/13/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

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Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP99/10257 12/20/1999

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 98204447.1 12/24/1998

If Required, Foreign Filing License Granted: 09/12/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US09/868,991**

Projected Publication Date: None, application is not eligible for pre-grant publication

Non-Publication Request: No

Early Publication Request: No

Title

CONTROLLED RELEASE GALANTAMINE COMPOSITION

Preliminary Class

424

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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